IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

And

THE HON'BLE MR JUSTICE K.C. BHANU

W.A. No.1526 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 13/09/2004 in W.P. No.11484 of 2003 on the file of the High Court.)

Between:

B.Venkat Rao, S/o Late Sri B. Sunder Rao,
R/o 4-1-1000, Abids, Hyderabad

..... APPELLANT

AND

1 Hyderabad Metropolitan Water Supply & Sewerage Board,

Goshamahal, Hyderabad, Rep. by its Managing Director

2 The General Manager, Single Window,

Hyderabad Metropolitan Water Supply & Sewerage Board,
Khairatabad, Hyderabad

3 The Manager (E) O&M, Div. - IV,

Sultan Bazar, Hyderabad.

4 The General Manager (E) O&M, Div-IV,

Red Hills, Hyderabad.

5 Sri B. Chandra Sekhar Rao S/o late B.Sunder Rao,

R/o 4-1-1000/C, Abids, Hyderabad

.....RESPONDENT(S)

Counsel for the Appellant: MR.T.SURYA SATISH

Counsel for the Respondent No.1: Smt. M. Venkateshwari

Counsel for the Respondent Nos.2 to 4: None.

Counsel for the Respondent No.5: Mr. A.L. Raju.

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

And

THE HON'BLE MR JUSTICE K.C. BHANU

W.A.(S.R.) No.96243 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 13/09/2004 in W.P. No.20707 of 2002 on the file of the High Court.)

Between:

B.Venkat Rao, S/o Late Sri B. Sunder Rao,
R/o 4-1-1000, Abids, Hyderabad. ..... APPELLANT

AND

1 Hyderabad Metropolitan Water Supply & Sewerage Board,

Goshamahal, Hyderabad, Rep. by its Managing Director

2 The General Manager, Single Window,

Hyderabad Metropolitan Water Supply & Sewerage Board,
Khairatabad, Hyderabad

3 The Manager (E) O&M, Div. - IV,

Sultan Bazar, Hyderabad.

4 The General Manager (E) O&M, Div-IV,

Red Hills, Hyderabad.

5 M/s. Tajmahal Hotel,

Rep. by its proprietor Sri B. Chandra

Sekhar Rao S/o late B.Sunder Rao,

R/o 4-1-1000/C, Abids, Hyderabad. .....RESPONDENT(S)

Counsel for the Appellant: MR.T.SURYA SATISH
Counsel for the Respondent No.1: Smt. M. Venkateshwari
Counsel for the Respondent Nos.2 to 4:
Counsel for the Respondent No.5: Mr. A.L. Raju.

The Court made the following :

COMMON JUDGMENT:(Per Hon'ble Sri Justice B. Sudershan Reddy)

We find no merit in these writ appeals requiring our interference since the learned Judge did not commit any error whatsoever in disposing of these writ petitions.

It is clearly evident from the application filed by the appellant in these writ appeals that he requested "shifting of two one inch water connections under reference cited above, and connect it to the underground sump provided in our premises." It is a clear case where the appellant requested the 1st respondent-Sewerage Board to shift the existing connections, which are admittedly located in the premises belonging to the 5th respondent and had fallen to his share in the partition. There is no mention as to in what manner these connections are to be shifted in between the parties.

In such view of the matter, the appellant herein could not have asked for

shifting of water connections that are located in the property belonging to the 5th respondent.

That at any rate, the order passed by the learned single Judge shall not preclude the appellant to file an application for grant of fresh water connection which shall be considered by the 1st respondent in accordance with law within a period of four weeks from the date of filing of such application.

With the observations as above, the Writ Appeals shall stand dismissed without any order as to costs.

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B. SUDERSHAN REDDY, J

Date:04-10-2004.

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K.C. BHANU, J

PV

To

1 The Managing Director,

Hyderabad Metropolitan Water Supply & Sewerage Board,

Goshamahal, Hyderabad.

2 The General Manager, Single Window,

Hyderabad Metropolitan Water Supply & Sewerage Board,
Khairatabad, Hyderabad

3 The Manager (E) O&M, Div. - IV,

Sultan Bazar, Hyderabad.

4 The General Manager (E) O&M, Div-IV,

Red Hills, Hyderabad.

5. Two C.Ds.